GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Commercial Taxes Department – Allegations of Corruption against Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District – Trapped on 31.03.2004 – Prosecution accorded-Charge sheet filed – Charges framed -Convicted in CC No.20/2007 – Withholding of pension and gratuity in full and permanently under Andhra Pradesh Revised Pension Rules, 1980 – Orders – Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Ms.No.410 **Dated:26-08-2016.**

Read the following:-

1. From Director General, Anti-Corruption Bureau, Hyderabad, Letter Rc.No.87/RCT-EWG/2003-D13, dated: 21-04-2004.
2. From Director General, Anti-Corruption Bureau, Hyderabad Letter Rc.No.87/RCT-EWG/2003-D13, dated: 04-01-2005.(Final Report)
3. G.O.Ms.No. 570, Rev(Vig.I) Dept, dated: 18-05-2006.
4. Judgment dated 16-06-2016 in CC No.20/2007 of the III Addl.District & Sessions Judge-cum-Special Judge for SPE & ACB Cases, Vijayawada.

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O R D E R :

Whereas, in the reference 1st read above, it was brought to the notice of the Government, that Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District along with another was trapped by the anti Corruption Bureau on 31.03.2004, when demanding and accepting a bribe of Rs.8,000/- and Rs.4,000/- from the complainant Sri Voleti Venkata Lakshmana Rao for processing, finalizing and issuing of assessment orders levying taxes and to return the records of complainant's firm.

2. And whereas, the Government after examining the final report of the Director General, Anti Corruption Bureau, Hyderabad received, vide reference 2rd read above, have accorded sanction to prosecute Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District vide reference 3rd read above under Prevention of Corruption Act, 1988 for the offences committed by him. Accordingly, the Director General, Anti Corruption Bureau, Andhra Pradesh, Hyderabad filed charge sheet before the III Additional District & Sessions Judge-cum-Special Judge for SPE & Anti Corruption Bureau Cases, Vijayawada in C.C.No.20 of 2007.

3. And whereas, in the ref 4th read above, the III Additional District & Sessions Judge-cum-Special Judge for SPE & Anti Corruption Bureau Cases, Vijayawada has passed judgment in C.C.No.20 of 2007 on 16-06-2016, and found that Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District is guilty of the charges and accordingly convicted him under section 248 (2) of Criminal Procedure Code to undergo rigorous imprisonment for one year and to pay a fine of Rs.20,000/- and in default, to suffer three months simple imprisonment, for the offence under section 7 of the Prevention of Corruption. Act, 1988. The Court further ordered Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District to undergo rigorous imprisonment for two years and to pay a fine Rs.25,000/- and a default, to suffer three months simple imprisonment, for the offence under section 13(2) read with 13(1)(d) of the Prevention of Corruption Act, 1988. Both the sentences were ordered to run concurrently.

4. And whereas, after careful consideration of the facts and circumstances of the case with reference to the instructions issued in G.O.Ms. No.2, General Administration (Services-C) Department, dated 04-01-1999 read with instructions issued in Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government have decided to impose the penalty of

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withholding of 100% pension and gratuity permanently against Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari Distract with immediate effect for his convictions in the criminal case.

5. Now, therefore in exercise of the powers conferred under Sub-Rule (2) of Rule 8 and Sub-Rule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued in G.O.Ms.No. 2, General Administration (Services-C) Department, dated 04-01-1999 and Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government hereby impose the penalty of withholding of 100% pension and gratuity permanently against Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari Distract with immediate effect.

6. The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad shall take necessary action accordingly.

NOTIFICATION

7. The following notification shall be published in the extraordinary issue of the Andhra Pradesh Gazette dated:30-08-2016 :

8. In exercise of the powers conferred under Sub-Rule (2) of Rule 8 and Sub-Rule (1) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980, read with instructions issued in G.O.Ms.No.2, General Administration (Services-C) Department, dated 04-01-1999 and Memo No.178/Spl.C/2003-1, General Administration (Special-C) Department, dated 07-05-2003, Government hereby impose the penalty of withholding of 100% pension and gratuity permanently against Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari District with immediate effect.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri Bandaru Somanna, formerly Senior Assistant, O/o the Commercial Tax Officer, Bhimavaram, West Godavari Distract (through the Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad)
The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.(with a request to serve the G.O. on the individual and send served copy with dated signature to Government for record)
The Commissioner of Printing, Stationery & Stores Purchase, Andhra Pradesh, Hyderabad. (with a request to publish the G.O. in the extraordinary Gazette and furnish 10 copies to Government)

Copy to:
The Secretary to Vigilance Commissioner,
The Andhra Pradesh Vigilance Commission, Hyderabad.
The Director General, Anti-Corruption Bureau, Hyderabad.
The Pay and Accounts Officer, A.P., Hyderabad.
The Director of Treasuries & Accounts, Andhra Pradesh, Hyderabad.
The Accountant General, Andhra Pradesh, Hyderabad.
The Revenue (CT-I) Department.
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER